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# **PROPOSED ORD**

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**PROPOSED ORDINANCE NO.        169 –2018**

AN ORDINANCE supplemental to the annual appropriation ordinance in connection with the Department of Human Services.

WHEREAS, Nassau County has received certain revenue; and

WHEREAS, such funds have not been otherwise appropriated; and

WHEREAS, the County Executive, by communication dated September 7, 2018, addressed to the County Legislature, has recommended the appropriation of such funds not otherwise appropriated; and,

WHEREAS, this supplemental appropriation is within the scope of Section 307 of the County Government Law; now, therefore,

BE IT ORDAINED by the County Legislature of the County of Nassau, as follows:

Section 1. There is hereby appropriated from monies not otherwise appropriated, the following sums of money to the following accounts:

<b><u>TOTAL AMOUNT</u></b> (in dollars)	<b><u>SOURCE OF FUNDS</u></b>	<b><u>APPROPRIATED TO:</u></b>			
		<b><u>FUND</u></b>	<b><u>DEPT. CODE/Index</u></b>	<b><u>OBJ. CODE</u></b>	<b><u>AMOUNT</u></b> (in dollars)
199,446	NYS Office of Mental Health	GRT	BH	DE	199,446

§ 2. This ordinance may be modified to allow for the correction of any mathematical and/or typographical errors subsequent to any approval and adoption of said ordinance without the necessity for a vote to be taken by the County Legislature or by the members of any Standing Committee of said Legislature if said ordinance is passed by the affirmative vote of a majority of said Legislature.

§ 3. It is hereby determined, pursuant to the provisions of the State Environmental Quality Review Act, 8 N.Y.E.C.L. Section 0101 et seq. and its implementing regulations, Part 617 of 6 N.Y.C.R.R., and Section 1611 of the County Government Law of Nassau County, that this

supplemental appropriation ordinance is a “Type II” Action within the meaning of Section 617.5(c)(20) of 6 N.Y.C.R.R. (“routine or continuing agency administration and management, not including new programs or major reordering of priorities that may affect the environment”), and, accordingly, is of a class of actions which do not have a significant effect on the environment; and no further review is required.

§ 4. This ordinance shall take effect immediately.



**PROPOSED ORDINANCE NO. 167 –2018**

AN ORDINANCE supplemental to the annual appropriation ordinance in connection with the Correctional Center.

WHEREAS, Nassau County has received certain revenue; and

WHEREAS, such funds have not been otherwise appropriated; and

WHEREAS, the County Executive, by communication dated August 27, 2018, addressed to the County Legislature, has recommended the appropriation of such funds not otherwise appropriated; and,

WHEREAS, this supplemental appropriation is within the scope of Section 307 of the County Government Law; now, therefore,

BE IT ORDAINED by the County Legislature of the County of Nassau, as follows:

Section 1. There is hereby appropriated from monies not otherwise appropriated, the following sums of money to the following accounts:

<b><u>TOTAL AMOUNT</u></b> (in dollars)	<b><u>SOURCE OF FUNDS</u></b>	<b><u>APPROPRIATED TO:</u></b>			
		<b><u>FUND</u></b>	<b><u>DEPT. CODE/Index</u></b>	<b><u>OBJ. CODE</u></b>	<b><u>AMOUNT</u></b> (in dollars)
\$453,136	FEDERAL DRUG ENFORCEMENT AGENCY	GRT	CC	AA	\$142,253
		GRT	CC	AB	\$10,883
		GRT	CC	BB	\$200,000
		GRT	CC	DD	\$100,000

§ 2. This ordinance may be modified to allow for the correction of any mathematical and/or typographical errors subsequent to any approval and adoption of said ordinance without the necessity for a vote to be taken by the County Legislature or by the members of any Standing Committee of said Legislature if said ordinance is passed by the affirmative vote of a majority of said Legislature.

§ 3. It is hereby determined, pursuant to the provisions of the State Environmental Quality Review Act, 8 N.Y.E.C.L. Section 0101 et seq. and its implementing regulations, Part 617 of 6

N.Y.C.R.R., and Section 1611 of the County Government Law of Nassau County, that this supplemental appropriation ordinance is a “Type II” Action within the meaning of Section 617.5(c)(20) of 6 N.Y.C.R.R. (“routine or continuing agency administration and management, not including new programs or major reordering of priorities that may affect the environment”), and, accordingly, is of a class of actions which do not have a significant effect on the environment; and no further review is required.

§ 4. This ordinance shall take effect immediately.



## **PROPOSED ORDINANCE NO. 20-2018**

AN ORDINANCE to require owners, lessees, tenants, and occupants of business or commercial real property that abut county roads to remove snow and ice from paved sidewalks and prohibit such owner, lessees, tenants and occupants of business or commercial real property from depositing snow and ice onto county roads.

BE IT ORDAINED by the County Legislature of the County of Nassau, as follows:

Section 1. Every owner, lessee, tenant, occupant, or other person in charge of real property that is categorized as Class Four pursuant to New York State Real Property Tax Law § 1802(1)(a) that abuts county roads with paved sidewalks outside of villages or cities shall remove snow or ice from those paved sidewalks within four hours after snow and/or ice ceases to fall. No such removal is required between the hours of 9:00 p.m. and 7:00 a.m., and if the time between the cessation of snow and/or ice precipitation and any hour between 9:00 p.m. and 7:00 a.m. is less than four hours, the owner, lessee, tenant, occupant, or other person in charge of real property as described above shall have until 11:00 a.m. to remove the snow or ice.

§ 2. If snow and/or ice on county road paved sidewalks abutting business and commercial real property outside of villages and cities is frozen in such a manner that it cannot be removed without causing damage to the sidewalk, any person required to remove snow and/or ice pursuant to section 1 of this ordinance must apply sand, sawdust, or other material that causes snow and/or ice to melt or become less slippery to pedestrians within the time specified by section 1 of this ordinance. Paved sidewalks that are covered with this material must be cleaned as soon as the weather permits.

§3. No owner, lessee, tenant, occupant, or other person in charge of real property that is categorized as Class Four pursuant to New York State Real Property Tax Law § 1802(1)(a)



that abuts county roads shall shovel, blow, sweep, direct, push, place, throw or otherwise deposit or cause or permit any contractor, employee, agent or other person to shovel, blow, sweep, direct, push, place, throw or otherwise deposit snow, ice, or slush onto a county road whether such be a county road as defined in this title or a county road constructed pursuant to article six of the Highway Law.

§ 4. A violation of this ordinance is punishable by a fine not exceeding \$250 for the first offense, not exceeding \$500 for a second offense, and not exceed \$1500 for each subsequent offense. Each day that a violation is committed or is permitted to continue constitutes a separate offense and is punishable as such.

§5. This ordinance shall be enforced by the Nassau County Department of Public Works.

§ 6. It is hereby determined, pursuant to the provisions of the State Environmental Quality Review Act, 8 N.Y.E.C.L. section 0101 et seq. and its implementing regulations, Part 617 of 6 N.Y.C.R.R., and Section 1611 of the County Government Law of Nassau County, that this supplemental appropriation ordinance is a “Type II” Action within the meaning of Section 617.5(c)(20) of 6 N.Y.C.R.R. (“routine or continuing agency administration and management, not including new programs or major reordering of priorities that may affect the environment”), and, accordingly, is of a class of actions which do not have a significant effect on the environment; and no further review is required.

§ 7. This ordinance shall take effect immediately.

**PROPOSED ORDINANCE NO. 170 –2018**

AN ORDINANCE supplemental to the annual appropriation ordinance in connection with the Department of Social Services.

WHEREAS, Nassau County has received certain revenue; and

WHEREAS, such funds have not been otherwise appropriated; and

WHEREAS, the County Executive, by communication dated September 7, 2018, addressed to the County Legislature, has recommended the appropriation of such funds not otherwise appropriated; and,

WHEREAS, this supplemental appropriation is within the scope of Section 307 of the County Government Law; now, therefore,

BE IT ORDAINED by the County Legislature of the County of Nassau, as follows:

Section 1. There is hereby appropriated from monies not otherwise appropriated, the following sums of money to the following accounts:

<b><u>TOTAL AMOUNT</u></b> (in dollars)	<b><u>SOURCE OF FUNDS</u></b>	<b><u>APPROPRIATED TO:</u></b>			
		<b><u>FUND</u></b>	<b><u>DEPT. CODE/Index</u></b>	<b><u>OBJ. CODE</u></b>	<b><u>AMOUNT</u></b> (in dollars)
391,462	NYS Office of Temporary and Disability Assistance	GRT	SS	BB	274,536
		GRT	SS	DD	84,403
		GRT	SS	DE	32,523

§ 2. This ordinance may be modified to allow for the correction of any mathematical and/or typographical errors subsequent to any approval and adoption of said ordinance without the necessity for a vote to be taken by the County Legislature or by the members of any Standing Committee of said Legislature if said ordinance is passed by the affirmative vote of a majority of said Legislature.

§ 3. It is hereby determined, pursuant to the provisions of the State Environmental Quality Review Act, 8 N.Y.E.C.L. Section 0101 et seq. and its implementing regulations, Part 617 of 6 N.Y.C.R.R., and Section 1611 of the County Government Law of Nassau County, that this supplemental appropriation ordinance is a “Type II” Action within the meaning of Section 617.5(c)(20) of 6 N.Y.C.R.R. (“routine or continuing agency administration and management, not including new programs or major reordering of priorities that may affect the environment”), and, accordingly, is of a class of actions which do not have a significant effect on the environment; and no further review is required.

§ 4. This ordinance shall take effect immediately.



PROPOSED ORDINANCE NO. 152- 2018

AN ORDINANCE AMENDING ORDINANCE NO. 543-1995, AS AMENDED BY ORDINANCE NOS. 46-C-2000 AND 38-A-2014, WITH RESPECT TO SALARIES AND BENEFITS FOR CERTAIN “NON-CONTRACT” EMPLOYEES OF THE COUNTY OF NASSAU

BE IT ORDAINED, by the County Legislature of the County of Nassau, as follows:

Section 1. Subsection a of Section 3.3 of Ordinance No. 543-1995, as amended by Ordinance Nos. 46-C-2000 and 38-A-2014, is amended to read as follows:

(a) The maximum vacation time which may be accumulated by an officer or employee is:

- (i) For officers or employees hired before August 15, 2014, ninety (90) days
- (ii) For officers and employees hired between August 15, 2014 and before October 1, 2018, seventy-five (75) days
- (iii) For officers and employees hired on or after October 1, 2018, forty (40) days

Section 2. Subsection b of section 3.6 of Ordinance No. 543-1995, as amended by Ordinance Nos. 46-C-2000 and 38-A-2014, is amended to read as follows:

(b) Unless discharged for cause, upon termination of service, an officer or employee hired on or after August 15, 2014 and before October 1, 2018 shall be entitled to receive cash payment for accumulated vacation and unused sick leave to be computed as follows:

- (1) Adding the number of unused vacation days, except as provided in subdivision (b)(3), not exceeding seventy-five (75) days; plus
- (2) Fifty percent (50%) of the number of unused sick leave days not to exceed one hundred seventy-five (175) days.
- (3) Where termination takes place on a date other than that of the officer's or employee's anniversary date the officer or employee shall receive no credit for a prorated number of the additional vacation days such officer or employee would have received on the next anniversary date.

Section 3. Section 3.6 of Ordinance No. 543-1995, as amended by Ordinance Nos. 46-C-2000 and 38-A-2014, is amended to add the following subdivision (c):

(c) Unless discharged for cause, upon termination of service, an officer or employee hired on or after October 1, 2018 shall be entitled to receive cash payment for accumulated vacation and unused sick leave to be computed as follows:

- (1) Adding the number of unused vacation days, except as provided in subdivision (c)(3), not exceeding forty (40) days; plus

- (2) Fifty percent (50%) of the number of unused sick leave days not to exceed eighty-five (85) days;
- (3) Where termination takes place on a date other than that of the officer's or employee's anniversary date the officer or employee shall receive no credit for a prorated number of the additional vacation days such officer or employee would have received on the next anniversary date.

Section 4. Section 3.8 (a) of Ordinance No. 543-1995, as amended by Ordinance Nos. 46-C-2000 and 38-A-2014 is amended to read as follows:

### 3.8 Maximum Accumulation of Sick Leave

(a) The maximum sick leave which may be accumulated by an officer or employee is:

- (i) For officers and employees hired before August 15, 2014, two hundred (200) days
- (ii) For officers or employees hired between August 15, 2014 and before October 1, 2018, one hundred and seventy-five (175) days
- (iii) For officers or employees hired on or after October 1, 2018, eighty-five (85) days

### §5. Severability.

If any clause, sentence, paragraph, subdivision, section or part of this ordinance or the application thereof to any Permittee, individual, corporation, firm, partnership, entity or circumstance shall be adjudged by any court of competent jurisdiction to be invalid or unconstitutional, such order or judgment shall not affect, impair or invalidate the remainder thereof, but shall be confined in its operation to the clause, sentence, paragraph, subdivision, section or part of this law or in its application to the Permittee, individual, corporation, firm, partnership entity or circumstance directly involved in the controversy in which order or judgment shall be rendered.

### §6. State Environmental Quality Review Act Determination

It is hereby determined by the Nassau County Legislature, the lead agency, and pursuant to the provisions of the State Environmental Quality Review Act ("SEQRA"), 8 NYECL section 0101 et seq. and its implementing regulations, Part 617 of 6 NYCRR, and Section 1611 of the County Government Law of Nassau County, that this Ordinance will not have a significant impact on the environment and that no further environmental review or action is required.

### §7. Effective Date

This Ordinance shall take effect immediately.

**PROPOSED ORDINANCE NO. 168 –2018**

AN ORDINANCE supplemental to the annual appropriation ordinance in connection with the Health Department.

WHEREAS, Nassau County has received certain revenue; and

WHEREAS, such funds have not been otherwise appropriated; and

WHEREAS, the County Executive, by communication dated September 7, 2018, addressed to the County Legislature, has recommended the appropriation of such funds not otherwise appropriated; and,

WHEREAS, this supplemental appropriation is within the scope of Section 307 of the County Government Law; now, therefore,

BE IT ORDAINED by the County Legislature of the County of Nassau, as follows:

Section 1. There is hereby appropriated from monies not otherwise appropriated, the following sums of money to the following accounts:

<b><u>TOTAL AMOUNT</u></b> (in dollars)	<b><u>SOURCE OF FUNDS</u></b>	<b><u>APPROPRIATED TO:</u></b>			
		<b><u>FUND</u></b>	<b><u>DEPT. CODE/Index</u></b>	<b><u>OBJ. CODE</u></b>	<b><u>AMOUNT</u></b> (in dollars)
177,604	NYS Department of Health	GRT	HE	AA	128,450
			HE	AB	49,154

§ 2. This ordinance may be modified to allow for the correction of any mathematical and/or typographical errors subsequent to any approval and adoption of said ordinance without the necessity for a vote to be taken by the County Legislature or by the members of any Standing Committee of said Legislature if said ordinance is passed by the affirmative vote of a majority of said Legislature.

§ 3. It is hereby determined, pursuant to the provisions of the State Environmental Quality Review Act, 8 N.Y.E.C.L. Section 0101 et seq. and its implementing regulations, Part 617 of 6 N.Y.C.R.R., and Section 1611 of the County Government Law of Nassau County, that this supplemental appropriation ordinance is a “Type II” Action within the meaning of Section

617.5(c)(20) of 6 N.Y.C.R.R. (“routine or continuing agency administration and management, not including new programs or major reordering of priorities that may affect the environment”), and, accordingly, is of a class of actions which do not have a significant effect on the environment; and no further review is required.

§ 4. This ordinance shall take effect immediately.



